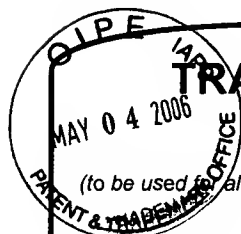


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HDP/SB/21 based on PTO/SB/21 (08-00)



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/994,490
Filing Date	November 26, 2001
Inventor(s)	Teck H. HU et al.
Group Art Unit	2665
Examiner Name	Lina Yang
Attorney Docket Number	29250-000601/US

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> One (1) Replacement Sheet of Formal Drawing <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> LETTER SUBMITTING APPEAL BRIEF AND APPEAL BRIEF (w/clean version of pending claims) <input type="checkbox"/> Appeal Communication to Group (Notice of Appeal, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Comments on the Examiner's Statement of Reasons for Allowance		
<table border="1"><tr><td>Remarks</td><td>Mail Stop: Issue Fee</td></tr></table>			Remarks	Mail Stop: Issue Fee
Remarks	Mail Stop: Issue Fee			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	Reg. No.
		Gary D. Yagura	35,416
Signature	<i>Thomas S. Auchterlone #37275</i>		
Date	May 4, 2006		



BOX ISSUE FEE
PATENT
29250-000601/US

THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:	Teck H. HU et al.	Conf:	1107
Appl. No.:	09/994,490	Group:	2665
Filed:	November 26, 2001	Examiner:	Steven H Nguyen
For:	METHOD AND APPARATUS FOR TRANSMITTING AND RECEIVING DATA PACKETS TO AVOID STALL DURING RE-SEQUENCING OF DATA PACKETS		

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop Issue Fee

May 4, 2006

**COMMENTS ON THE EXAMINER'S
STATEMENT OF REASONS FOR ALLOWANCE**

Sir:

In reply to the Examiner's Statement of Reasons for Allowance, provided with the Notice of Allowance dated February 27, 2006, Applicants submit the following comments.

Applicants do not disagree that the indicated claims are allowable. Instead, Applicants wish to note the following.

The Examiner has separated the claims into two groups (for which claims 1, 4, 6 & 9 and 11 & 15 are representative, respectively) and thus presented two sets of Reasons. But within each group, the respective Reasons do not apply to all of the claims. Considering for example the first group, the actual wording of the Reasons paraphrases only the language of some of the elements of claim 1. While independent claims 6, 9 and 11 similarly are patentable, they are not identical to claim 1. Applicants presume that it was not the Examiner's intention to suggest that claims 1, 6, 9 and 11 are the same. Further, Applicants submit that any attempt to characterize the Examiner's wording as suggesting such sameness among claims 1, 6, 9 and 11 would be

unreasonable. It is to be recalled that patentability considers each claim as a whole, and each of claims 1, 3-6, 8-11 and 13-14 separately. The discussion above applies similarly to the Examiner's Reasons regarding the second group of claims.

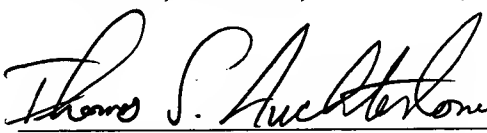
Lastly, Applicants infer that the Examiner's paraphrasing has been done as an expedient for the purposes of calling to mind the explicit language of each claim taken as a whole, rather than as an attempt to characterize the meaning of, or interpret, the claims.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Gary D. Yacura, Reg. No. 35,416 at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKY, & PIERCE, P.L.C.

By  #37275
for Gary D. Yacura, Reg. No. 35,416

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